

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

VISHVA DESAI and PHILIP J. CHARVAT,  
on behalf of themselves and others similarly situated,

Plaintiffs,

v.

ADT SECURITY SYSTEMS, INC.,

Defendant.

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ADT SECURITY SYSTEMS, INC.,

Third-Party Plaintiff,

v.

MR. PETE TOLMAN; LEADS DIRECT  
MARKETING; VOICE TEL CORP.; MR.  
CHRISTOPHER LONG; EMI, INC.; CITY VIP, LLC;  
JMB ENTERPRISES; DIRECT SAVINGS USA, INC.;  
MR. OSCAR MONTENEGRO; EVERSAFE  
SECURITY SYSTEMS, INC.; SAFE STREETS USA,  
LLC; PARAMOUNT MEDIA GROUP; THE  
ELEPHANT GROUP, INC.; and UNKNOWN JOHN  
DOE DEFENDANTS I THROUGH XX,

Third-Party Defendants.

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SAFE STREETS USA, LLC, as successor to  
EVERSAFE SECURITY SYSTEMS, INC.,

Cross-Claimant and Third-Party Plaintiff

v.

DIRECT SAVINGS USA, INC.; MR. OSCAR  
MONTENEGRO; DIRECT SAVINGS USA,

Cross-Defendants and  
Third-Party Defendants.

Case No. 11 C 1925

Judge Bucklo

**THIRD PARTY DEFENDANT ELEPHANT GROUP, INC.'S**  
**MOTION FOR SUMMARY JUDGMENT**

NOW COMES third party defendant, Elephant Group, Inc. by and through undersigned counsel, and pursuant to Fed.R.Civ.P. 56 and Local Rule 56.1, hereby moves this Court for entry of summary judgment in its favor and against third party plaintiff, ADT Security Systems, Inc., on all claims. In support thereof, Elephant Group submits a contemporaneously filed Statement of Uncontested Material Facts and Supporting Memorandum.

WHEREFORE, Elephant Group, Inc. requests that the Court enter an Order granting summary judgment in its favor and against ADT, for the attorney fees and costs incurred in defending this lawsuit and for all other just and equitable relief.

Respectfully submitted,

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*Attorneys for Elephant Group, Inc.*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on July 14, 2014, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system. Notice of this filing will be sent to the parties of record by operation of the Court's electronic filing system.

/s/ Daniel W. Pisani

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